IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

WEDNESDAY, THE 11TH JULY 2007 / 20TH ASHADHA 1929

WP(C).No. 16582 of 2003(Y)

PETITIONER:

THOMAS, AGED 38 YEARS, S/O.MATHAI,
THOTTUMKAL HOUSE, KARIMKUNNAM, THODUPUZHA
TALUK, IDUKKI DISTRICT.

BY ADV. SRI.ESM.KABEER
SRI.ABDUL MAJEED.N

RESPONDENTS:

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1. THE COMMISSIONER OF LAND REVENUE
DEPARTMENT, THIRUVANANTHAPURAM.

2. THE TAHSILDAR, TALUK OFFICE,
THODUPUZHA.

3. THOMAS, S/O.VARKEY, ERATH HOUSE,
ELAMDESOM, ALAKKODU VILLAGE, THODUPUZHA
TALUK, IDUKKI DISTRICT.

4. P.S.PAREED, S/O.SAIDU MUHAMMED,
PATHIKKATHOTTIYIL HOUSE, ELAMDESOM,
VELLIYAMATTOM VILLAGE, THODUPUZHA
TALUK.

5. THE VILLAGE OFFICER,
VILLAGE OFFICE, VELLIAMATTOM.

BY ADV. SRI.S.SREEKUMAR
GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 11/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) No. 16582/2003

ORDER ON IA NO. 1482/2003 IN WP(C) No. 16582/2003

DISMISSED.

11/07/07 SD/- (C.N.RAMACHANDRAN NAIR, JUDGE)

APPENDIX

PETITIONER'S EXHIBITS

P1 : COPY OF THE SALE DEED NO.1182/99 DATED 06/07/1999.

P2 : COPY OF THE SALE DEED NO.1906/92 DATED 17/12/92.

P3 : COPY OF THE NOTICE ISSUED BY THE 2ND RESPONDENT DATED 03/03/2003.

P4 : COPY OF THE REPLY SUBMITTED BY THE PETITIONER BEFORE THE 2ND RESPONDENT DATED 26/03/2003.

P5 : COPY OF THE PROCEEDINGS FOR ATTACHMENT AND SALE OF PETITIONER'S PROPERTY DATED 25/04/2003.

P6 : COPY OF the REVISION PETITION SUBMITTED BY THE PETITIONER TOT HE COMMISSIONER OF LAND REVENUE DEPARTMENT, TRIVANDRUM DATED 12/05/2003.

// TRUE COPY //

PA TO JUDGE.

jg

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 16582 of 2003

Dated, this the 11th day of July, 2007

J U D G M E N T

Since the petitioner has filed Ext.P6 revision petition before the Land Revenue Commissioner against the order of the Tahsildar rejecting his claim over the property, which originally belonged to the defaulter, this writ petition is disposed of directing the Land Revenue Commissioner to issue notice to the petitioner and the 3rd respondent herein and dispose of Ext.P6 revision petition within a period of three months from the date of production of a copy of this judgment by the petitioner or by the 3rd respondent. There will be direction to the respondents not to dispossess the petitioner from the property for a period of four months from now and recovery after four months will be based on orders of the Land Revenue Commissioner in revision petition.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg